

# House File 118 - Introduced

HOUSE FILE 118

BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO HSB 27)

## A BILL FOR

1 An Act relating to public funding and regulatory matters  
2 and making, reducing, transferring, and supplementing  
3 appropriations for expenditures in the fiscal year beginning  
4 July 1, 2016, and including effective date provisions.  
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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DIVISION I

APPROPRIATION REDUCTIONS

Section 1. EXECUTIVE BRANCH APPROPRIATION REDUCTIONS.

1. For the period beginning on the effective date of this section and ending on June 30, 2017, the following departments, agencies, and entities, and the judicial branch are subject to a reduction in expenditures made from appropriations from the general fund in the following amounts:

a. Department of administrative services	
.....	\$ 262,226
b. Department of human rights	
.....	\$ 87,571
c. Department of inspections and appeals	
.....	\$ 300,000
In identifying and implementing the reduction pursuant to this paragraph, the director of the department shall be authorized to make allocations between department divisions in the manner and to the extent as the director determines appropriate, in consultation with the department of management.	
d. Public information board	
.....	\$ 75,000
e. Department of revenue	
.....	\$ 1,200,000
f. Department of agriculture and land stewardship	
.....	\$ 400,000
g. Department of natural resources	
.....	\$ 1,300,000
h. Department of cultural affairs	
.....	\$ 210,958
i. Iowa economic development authority	
.....	\$ 700,000
j. Iowa workforce development	
.....	\$ 500,000
k. College student aid commission	
.....	\$ 390,984

1	l. Department of education	
2	.....	\$ 4,527,270
3	m. Iowa public television	
4	.....	\$ 200,000
5	n. Community colleges	
6	.....	\$ 3,000,000
7	o. State university of Iowa	
8	.....	\$ 8,000,000
9	p. Iowa state university of science and technology	
10	.....	\$ 8,000,000
11	q. University of northern Iowa	
12	.....	\$ 2,000,000
13	r. Department on aging	
14	.....	\$ 400,000
15	s. Department of public health	
16	.....	\$ 2,000,000
17	t. Department of human services	
18	.....	\$ 3,826,536
19	u. Iowa veterans home	
20	.....	\$ 200,000
21	v. Department of justice	
22	.....	\$ 598,425
23	w. Department of corrections	
24	.....	\$ 5,500,000
25	x. Judicial branch	
26	.....	\$ 3,000,000
27	y. Department of public safety	
28	.....	\$ 1,000,000
29	z. State public defender	
30	.....	\$ 457,481
31	aa. Department of public defense	
32	.....	\$ 241,096
33	2. The department of management, in consultation with	
34	the departments, agencies, and entities, and the judicial	
35	branch listed in subsection 1, shall identify and implement	

1 the reductions in subsection 1 with respect to the appropriate  
2 general fund appropriations. Within fifteen days of the  
3 effective date of this section, the department of management  
4 shall transmit a report to the general assembly and legislative  
5 services agency listing the appropriation reductions applied.

6 3. Notwithstanding section 8.62, the departments, agencies,  
7 and entities, and the judicial branch reducing expenditures  
8 pursuant to subsection 1 may use moneys received for training  
9 and technology for the fiscal year beginning July 1, 2016, to  
10 implement such reductions.

11 4. In order to implement the reductions in subsection 1, the  
12 departments, agencies, and entities, and the judicial branch  
13 may adjust allocations made from appropriations that are being  
14 reduced.

15 5. In order to implement the reductions in subsection 1, the  
16 department of management may reduce a standing appropriation to  
17 a department, agency, or entity required to reduce expenditures  
18 pursuant to subsection 1.

## 19 DIVISION II

### 20 SUPPLEMENTAL APPROPRIATION

21 Sec. 2. INDIGENT DEFENSE. There is appropriated from the  
22 general fund of the state to the office of the state public  
23 defender of the department of inspections and appeals for the  
24 fiscal year beginning July 1, 2016, and ending June 30, 2017,  
25 the following amount, or so much thereof as is necessary to  
26 supplement appropriations made for the following designated  
27 purpose:

28 For payments on behalf of eligible adults and juveniles from  
29 the indigent defense fund in accordance with section 815.11:  
30 ..... \$ 4,300,000

## 31 DIVISION III

### 32 MISCELLANEOUS TRANSFERS AND ALLOCATIONS

33 Sec. 3. TRANSFERS.

34 1. For the fiscal year beginning July 1, 2016, and ending  
35 June 30, 2017, the following amounts shall be transferred from

1 the identified funds to the general fund of the state:

2 a. From the Iowa cultural trust fund established in section  
3 303A.4, notwithstanding section 303A.4, subsection 4, paragraph  
4 "a":

5 ..... \$ 6,135,000

6 b. From the strategic investment fund established in  
7 section 15.313:

8 ..... \$ 1,000,000

9 c. From the innovation and commercialization development  
10 fund established in section 15.412:

11 ..... \$ 2,000,000

12 d. From the economic development energy projects fund  
13 established under section 15.106A, subsection 1, paragraph "o":

14 ..... \$ 2,000,000

15 e. From the grow Iowa values fund established under section  
16 15.106A, subsection 1, paragraph "o":

17 ..... \$ 12,000,000

18 f. From the federal economic stimulus and jobs holding fund  
19 created by 2004 Iowa Acts, First Extraordinary Session, chapter  
20 1002, section 2:

21 ..... \$ 2,000,000

22 2. The transfers required by this section shall be made on  
23 the effective date of this section.

24 Sec. 4. OPEN SPACES ACCOUNT — PARK MAINTENANCE. Of the  
25 Iowa resources enhancement and protection fund moneys allocated  
26 to the open spaces account pursuant to section 455A.19,  
27 subsection 1, paragraph a, subparagraph (1), \$1,000,000 shall  
28 be used for state park maintenance from the effective date of  
29 this section through the close of the fiscal year ending June  
30 30, 2017.

31 Sec. 5. IOWA VETERANS HOME CARRYOVER SURPLUS —  
32 TRANSFER. Notwithstanding section 35D.18, subsection 5, from  
33 any moneys that remain unencumbered or unobligated from amounts  
34 appropriated for the fiscal year beginning July 1, 2015, and  
35 ending June 30, 2016, \$350,195 is transferred to the college

1 student aid commission for purposes of the national guard  
2 educational assistance program established in section 261.86.

3 DIVISION IV

4 MISCELLANEOUS REDUCTIONS, REALLOCATIONS, AND ADJUSTMENTS TO  
5 HEALTH AND HUMAN SERVICES-RELATED APPROPRIATIONS

6 Sec. 6. 2015 Iowa Acts, chapter 137, section 126,  
7 subsections 1, 4, 6, and 12, as amended by 2016 Iowa Acts,  
8 chapter 1139, section 6, are amended to read as follows:

9 1. To be credited to the family investment program account  
10 and used for assistance under the family investment program  
11 under [chapter 239B](#):

12 ..... \$ ~~5,112,462~~  
13 15,112,462

14 4. For field operations:

15 ..... \$ ~~35,774,331~~  
16 38,774,331

17 6. For state child care assistance:

18 ..... \$ ~~46,866,826~~  
19 49,866,826

20 a. Of the funds appropriated in this subsection,  
21 \$26,328,097 is transferred to the child care and development  
22 block grant appropriation made by the Eighty-sixth General  
23 Assembly, 2016 Session, for the federal fiscal year beginning  
24 October 1, 2016, and ending September 30, 2017. Of this  
25 amount, \$200,000 shall be used for provision of educational  
26 opportunities to registered child care home providers in order  
27 to improve services and programs offered by this category  
28 of providers and to increase the number of providers. The  
29 department may contract with institutions of higher education  
30 or child care resource and referral centers to provide  
31 the educational opportunities. Allowable administrative  
32 costs under the contracts shall not exceed 5 percent. The  
33 application for a grant shall not exceed two pages in length.

34 b. Any funds appropriated in this subsection remaining  
35 unallocated shall be used for state child care assistance

1 payments for families who are employed including but not  
 2 limited to individuals enrolled in the family investment  
 3 program.

4 12. For the family investment program share of the costs to  
 5 continue to develop and maintain a new, integrated eligibility  
 6 determination system:

7 ..... \$ ~~5,654,880~~  
 8 0

9 Sec. 7. 2015 Iowa Acts, chapter 137, section 128, unnumbered  
 10 paragraphs 1 and 2, as amended by 2016 Iowa Acts, chapter 1139,  
 11 section 8, are amended to read as follows:

12 There is appropriated from the general fund of the state to  
 13 the department of human services for the fiscal year beginning  
 14 July 1, 2016, and ending June 30, 2017, the following amount,  
 15 or so much thereof as is necessary, to be used for the purpose  
 16 designated:

17 To be credited to the family investment program (FIP)  
 18 account and used for family investment program assistance under  
 19 chapter 239B:

20 ..... \$ ~~48,673,875~~  
 21 36,600,196

22 Sec. 8. 2015 Iowa Acts, chapter 137, section 132, unnumbered  
 23 paragraph 2, as amended by 2016 Iowa Acts, chapter 1139,  
 24 section 10, is amended to read as follows:

25 For medical assistance program reimbursement and associated  
 26 costs as specifically provided in the reimbursement  
 27 methodologies in effect on June 30, 2016, except as otherwise  
 28 expressly authorized by law, consistent with options under  
 29 federal law and regulations, and contingent upon receipt of  
 30 approval from the office of the governor of reimbursement for  
 31 each abortion performed under the program:

32 ..... \$ ~~1,318,246,446~~  
 33 1,304,390,737

34 Sec. 9. 2015 Iowa Acts, chapter 137, section 132, subsection  
 35 12, paragraph a, unnumbered paragraph 1, as amended by 2016

1 Iowa Acts, chapter 1139, section 10, is amended to read as  
2 follows:

3 ~~Of the funds appropriated in this section, \$3,000,000 is~~  
4 ~~allocated for the state match for a disproportionate share~~  
5 ~~hospital payment of \$6,861,848 to~~ The hospitals that meet  
6 both of the conditions specified in subparagraphs (1) and  
7 (2). ~~In addition, the hospitals that meet the conditions~~  
8 ~~specified~~ shall either certify public expenditures or transfer  
9 to the medical assistance program an amount equal to provide  
10 the nonfederal share for a disproportionate share hospital  
11 payment of ~~\$19,771,582~~ \$26,633,430. The hospitals that meet  
12 the conditions specified shall receive and retain 100 percent  
13 of the total disproportionate share hospital payment of  
14 \$26,633,430.

15 Sec. 10. 2015 Iowa Acts, chapter 137, section 132,  
16 subsection 21, as amended by 2016 Iowa Acts, chapter 1139,  
17 section 10, is amended to read as follows:

18 21. Of the funds appropriated in this section, ~~\$250,000~~  
19 \$100,000 shall be used for lodging expenses associated with  
20 care provided at the university of Iowa hospitals and clinics  
21 for patients with cancer whose travel distance is 30 miles or  
22 more and whose income is at or below 200 percent of the federal  
23 poverty level as defined by the most recently revised poverty  
24 income guidelines published by the United States department of  
25 health and human services. The department of human services  
26 shall establish the maximum number of overnight stays and the  
27 maximum rate reimbursed for overnight lodging, which may be  
28 based on the state employee rate established by the department  
29 of administrative services. The funds allocated in this  
30 subsection shall not be used as nonfederal share matching  
31 funds.

32 Sec. 11. 2015 Iowa Acts, chapter 137, section 134,  
33 subsection 1, as amended by 2016 Iowa Acts, chapter 1139,  
34 section 12, is amended to read as follows:

35 1. There is appropriated from the general fund of the



1 state to the department of human services for the fiscal year  
2 beginning July 1, 2016, and ending June 30, 2017, the following  
3 amount, or so much thereof as is necessary, to be used for the  
4 purpose designated:

5 For the state supplementary assistance program:

6 ..... \$ ~~11,611,442~~  
7 10,722,135

8 Sec. 12. 2015 Iowa Acts, chapter 137, section 135,  
9 subsection 1, as amended by 2016 Iowa Acts, chapter 1139,  
10 section 13, is amended to read as follows:

11 1. There is appropriated from the general fund of the  
12 state to the department of human services for the fiscal year  
13 beginning July 1, 2016, and ending June 30, 2017, the following  
14 amount, or so much thereof as is necessary, to be used for the  
15 purpose designated:

16 For maintenance of the healthy and well kids in Iowa (hawk-i)  
17 program pursuant to [chapter 514I](#), including supplemental dental  
18 services, for receipt of federal financial participation under  
19 Tit. XXI of the federal Social Security Act, which creates the  
20 children's health insurance program:

21 ..... \$ ~~9,176,652~~  
22 9,435,831

23 Sec. 13. 2015 Iowa Acts, chapter 137, section 136,  
24 unnumbered paragraph 2, as amended by 2016 Iowa Acts, chapter  
25 1139, section 14, is amended to read as follows:

26 For child care programs:

27 ..... \$ ~~36,389,561~~  
28 33,389,561

29 Sec. 14. 2015 Iowa Acts, chapter 137, section 143, as  
30 amended by 2016 Iowa Acts, chapter 1139, section 20, is amended  
31 to read as follows:

32 SEC. 143. MENTAL HEALTH INSTITUTES. There is appropriated  
33 from the general fund of the state to the department of human  
34 services for the fiscal year beginning July 1, 2016, and ending  
35 June 30, 2017, the following amounts, or so much thereof as is

1 necessary, to be used for the purposes designated:

2 1. For operation of the state mental health institute at  
 3 Cherokee as required by chapters 218 and 226 for salaries,  
 4 support, maintenance, and miscellaneous purposes, and for not  
 5 more than the following full-time equivalent positions:

6 .....	\$ <del>14,644,041</del>
7	<u>14,658,594</u>
8 .....	FTEs 169.20

9 2. For operation of the state mental health institute at  
 10 Independence as required by chapters 218 and 226 for salaries,  
 11 support, maintenance, and miscellaneous purposes, and for not  
 12 more than the following full-time equivalent positions:

13 .....	\$ <del>18,552,103</del>
14	<u>18,589,015</u>
15 .....	FTEs 233.00

16 Sec. 15. 2015 Iowa Acts, chapter 137, section 145,  
 17 subsection 1, as amended by 2016 Iowa Acts, chapter 1139,  
 18 section 22, is amended to read as follows:

19 1. There is appropriated from the general fund of the  
 20 state to the department of human services for the fiscal year  
 21 beginning July 1, 2016, and ending June 30, 2017, the following  
 22 amount, or so much thereof as is necessary, to be used for the  
 23 purpose designated:

24 For costs associated with the commitment and treatment of  
 25 sexually violent predators in the unit located at the state  
 26 mental health institute at Cherokee, including costs of legal  
 27 services and other associated costs, including salaries,  
 28 support, maintenance, and miscellaneous purposes, and for not  
 29 more than the following full-time equivalent positions:

30 .....	\$ <del>10,193,079</del>
31	<u>10,671,957</u>
32 .....	FTEs 132.50

33 Sec. 16. 2015 Iowa Acts, chapter 137, section 146,  
 34 subsection 1, unnumbered paragraph 2, as amended by 2016 Iowa  
 35 Acts, chapter 1139, section 23, is amended to read as follows:

1 For field operations, including salaries, support,  
2 maintenance, and miscellaneous purposes, and for not more than  
3 the following full-time equivalent positions:

4 .....	\$ <del>54,442,877</del>
5 .....	<u>51,442,877</u>
6 .....	FTEs 1,837.00

7 Sec. 17. AUTISM SUPPORT FUND — TRANSFER.

8 Notwithstanding section 225D.2, for the fiscal year beginning  
9 July 1, 2016, and ending June 30, 2017, of the \$2,000,000  
10 credited to the autism support fund, \$1,100,000 is transferred  
11 to the department of human services to supplement the  
12 appropriation in 2015 Iowa Acts, chapter 137, section 143, as  
13 amended by 2016 Iowa Acts, chapter 1139, section 20, for the  
14 state mental health institute at Independence, for the fiscal  
15 year beginning July 1, 2016, and ending June 30, 2017.

16 DIVISION V

17 MISCELLANEOUS REDUCTIONS

18 Sec. 18. OPERATIONAL EXPENDITURE REDUCTIONS. The amounts  
19 appropriated from the general fund of the state to the  
20 departments and establishments of the executive branch, as  
21 defined in section 8.2, for operational purposes in enactments  
22 made for the fiscal year beginning July 1, 2016, and ending  
23 June 30, 2017, are reduced by \$11,500,000 for the period  
24 beginning on the effective date of this section and ending on  
25 June 30, 2017. For purposes of this section, "operational  
26 purposes" include but are not limited to state agency office  
27 supplies, outside services purchases, equipment purchases,  
28 printing and binding, information technology, marketing, and  
29 state employee travel. Operational expenses may also include  
30 a moratorium on filling vacant or newly created positions of  
31 employment for the period beginning March 1, 2017, and ending  
32 June 30, 2017. The reductions to operational appropriations  
33 required by this section shall be applied by the department  
34 of management in consultation with each department. The  
35 department shall submit a report to the general assembly

1 and the legislative services agency regarding anticipated  
2 reductions for operational purposes within thirty days of the  
3 effective date of this section.

4     Sec. 19. LEGISLATORS' PER DIEM FOR THE 2017 REGULAR  
5 SESSION. Notwithstanding section 2.10, subsection 1, to the  
6 contrary, members of the Eighty-seventh General Assembly shall  
7 be limited to the receipt of a per diem for expenses of office  
8 for the First Regular Session convening in 2017 for a maximum  
9 of one hundred calendar days rather than one hundred ten  
10 calendar days.

11     Sec. 20. GENERAL ASSEMBLY AND LEGISLATIVE STAFF TRAVEL. For  
12 the period beginning on the effective date of this section  
13 through the close of the fiscal year ending on June 30, 2017,  
14 costs for out-of-state travel and per diems for out-of-state  
15 travel for members of the general assembly, and costs for  
16 out-of-state travel for general assembly staff members, shall  
17 not be paid from moneys appropriated pursuant to section 2.12.

18     Sec. 21. 2015 Iowa Acts, chapter 138, section 5A, subsection  
19 1, as enacted by 2016 Iowa Acts, chapter 1138, section 2, is  
20 amended to read as follows:

21     1. The appropriations made pursuant to [section 2.12](#) for the  
22 expenses of the general assembly and legislative agencies for  
23 the fiscal year beginning July 1, 2016, and ending June 30,  
24 2017, are reduced by the following amount:

25 .....	\$	<del>5,400,000</del>
26 .....		<u>6,000,000</u>

27                                   DIVISION VI

28                                   EFFECTIVE DATE PROVISIONS

29     Sec. 22. EFFECTIVE UPON ENACTMENT. This Act, being deemed  
30 of immediate importance, takes effect upon enactment.

31                                   EXPLANATION

32                   The inclusion of this explanation does not constitute agreement with  
33                   the explanation's substance by the members of the general assembly.

34     This bill relates to public funding and regulatory matters  
35 and making, reducing, transferring, and supplementing

1 appropriations for expenditures for the fiscal year 2016-2017.

2 The bill is organized by divisions.

3     APPROPRIATION REDUCTIONS. For the fiscal year 2016-2017,  
4 the bill limits expenditures made from appropriations from  
5 the general fund for certain listed departments and agencies  
6 and the judicial branch. The bill requires the department  
7 of management, in consultation with the departments and  
8 agencies and the judicial branch, to identify and implement  
9 the reductions and to file a report with the general assembly  
10 and the legislative services agency listing the appropriation  
11 reductions applied within 15 days of the effective date  
12 of the bill. The bill allows departments and agencies and  
13 the judicial branch to use moneys received for training and  
14 technology in order to implement the reductions and to adjust  
15 allocations made within appropriations that are being reduced.  
16 The bill allows the department of management to reduce standing  
17 appropriations to such departments and agencies.

18     SUPPLEMENTAL APPROPRIATIONS. The bill makes a supplemental  
19 appropriation to the state public defender of the department  
20 of inspections and appeals for payments on behalf of eligible  
21 adults and juveniles from the indigent defense fund.

22     TRANSFERS AND ALLOCATIONS. For the fiscal year 2016-2017,  
23 the bill transfers moneys from the Iowa cultural trust  
24 fund, the strategic investment fund, the innovation and  
25 commercialization development fund, the economic development  
26 energy projects fund, the grow Iowa values fund, and the  
27 federal economic stimulus and jobs holding fund to the general  
28 fund on the effective date of the bill.

29     The bill provides that moneys contained in the open spaces  
30 account of the Iowa resources enhancement and protection fund  
31 shall be used for state park maintenance for the period from  
32 the bill's effective date through June 30, 2017.

33     The bill provides that from any moneys that remain  
34 unencumbered or unobligated from amounts appropriated to the  
35 Iowa veterans home for the 2015-2016 fiscal year, a specified

1 amount is transferred to the college student aid commission for  
 2 purposes of the national guard educational assistance program.

3 MISCELLANEOUS REALLOCATIONS AND ADJUSTMENTS TO HEALTH  
 4 AND HUMAN SERVICES-RELATED APPROPRIATIONS. The bill  
 5 makes reallocations and adjustments to health and human  
 6 services-related appropriations for the 2016-2017 fiscal year.  
 7 The bill makes adjustments to four appropriations related to  
 8 the temporary assistance for needy families block grant (TANF).  
 9 The bill reduces an appropriation to the family investment  
 10 program (FIP). The bill reduces the appropriation to the  
 11 department of human services for the fiscal year 2016-2017  
 12 for medical assistance program reimbursement and associated  
 13 costs. The bill makes adjustments to the state match for a  
 14 disproportionate share hospital payment under the medical  
 15 assistance program. The bill reduces the appropriation for the  
 16 state supplementary assistance program. The bill increases  
 17 the appropriation to the department of human services for  
 18 maintenance of the healthy and well kids in Iowa (hawk-i)  
 19 program pursuant to chapter 514I, including supplemental dental  
 20 services, for receipt of federal financial participation under  
 21 Tit. XXI of the federal Social Security Act, which creates  
 22 the children's health insurance program. The bill increases  
 23 appropriations to the department of human services for mental  
 24 health institutes. The bill increases appropriations to  
 25 the department of human services for costs associated with  
 26 the commitment and treatment of sexually violent predators  
 27 in the unit located at the state mental health institute at  
 28 Cherokee. The bill transfers moneys from the autism support  
 29 fund to supplement the appropriation to the department of human  
 30 services for the state mental health institute at Independence.

31 MISCELLANEOUS REDUCTIONS. The bill makes additional  
 32 miscellaneous appropriation reductions for the 2016-2017 fiscal  
 33 year.

34 The bill provides that amounts appropriated from the  
 35 general fund to departments and establishments of the executive

1 branch for operational purposes are reduced by \$11.5 million  
2 for the period beginning on the bill's effective date and  
3 ending June 30, 2017. The bill provides that "operational  
4 purposes" includes, but is not limited to, state agency office  
5 supplies, outside services purchases, equipment purchases,  
6 printing and binding, information technology, marketing, state  
7 employee travel, and a moratorium on filling vacant or newly  
8 created employment positions. The bill provides that the  
9 reductions will be applied by the department of management in  
10 consultation with each department, and that the department of  
11 management will submit a report to the general assembly and  
12 the legislative services agency within 30 days of the bill's  
13 effective date outlining the anticipated reductions.

14 The bill limits the receipt of a per diem by members of the  
15 general assembly for the first regular session of the 87th  
16 General Assembly to 100 calendar days, rather than 110 calendar  
17 days.

18 The bill provides that costs for out-of-state travel and  
19 out-of-state per diems for members of the general assembly, and  
20 for out-of-state travel for legislative staff, shall not be  
21 paid from moneys appropriated to the general assembly pursuant  
22 to Code section 2.12.

23 The bill additionally increases the reduction to the  
24 standing unlimited appropriation to the general assembly.

25 EFFECTIVE DATE. The bill takes effect upon enactment.